

**PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF THE ANNUAL MEETING OF THE BOARD OF DIRECTORS
JANUARY 8, 2002**

Pursuant to the Articles of Association, as amended by the Provo River Distribution System, and due notice having been given to all members, the Board of Directors of the Provo River Distribution System convened at 10:00 a.m. on January 8, 2002 in CUWCD conference room C at 355 West 1300 South, Orem, Utah.

Presiding: J. Edwin Ure, Chairman

Board Members Present:

J. Edwin Ure, Chairman
Sherman A. Giles
Harvey Van Wagoner, Vice-Chairman
Bart Simons
Boyd Rollins
Jack Jones
Russell O. Brown
Jonathan M. Clegg
Farrell Knight
Daryl Devey
Stanley Roberts
David Gordon
Brad Jorgenson

Representing:

Group 1 - Kamas Valley Canals
Group 2 - Upper Provo, East Heber Valley
Group 3 - Upper Provo, West Heber Valley
Group 4 - Provo City Canals
Group 5 - East Provo Canals
Group 6 - Provo Bench Canals
Group 7 - Provo Reservoir Water Users Assn.
Group 8 - Provo River Water Users Assn.
Group 9 - Upper Provo Individual Rights
Group 10 - Central Utah Water Conservancy Dist.
Provo River Commissioner
Deputy Commissioner
Provo City

Adoption of Minutes of Annual Meeting Held January 9, 2001

The last paragraph under the 2001 Budget was modified to read as follows:

"A Motion was made by Director Brown to set the assessment at \$122,100.00 less the \$3,000.00 for the Lake Creek area."

Motion was made by Director Van Wagoner, and seconded by Director Jones, to approve the minutes as amended and carried unanimously.

Election of Officers

Motion was made by Director Jones, and seconded by Director Van Wagoner, to retain J. Edwin Ure as Chairman. The Motion was adopted unanimously.

Motion was made by Director Jones, and seconded by Director Rollins, to retain Harvey Van Wagoner as Vice-Chairman. The Motion was adopted unanimously.

Reed Jensen, who was Secretary-Treasurer, has been replaced by Jonathan Clegg as the Group 7 - Provo River Water Users Association representative. Chairman Ure requested nominations for Secretary-Treasurer.

Jonathan Clegg was nominated by Director Jones and seconded by Director Rollins.

Russell Brown was nominated by Director Devey and seconded by Director Knight.

Chairman Ure called for a secret ballot which was tabulated by Commissioner Roberts, assisted by Deputy Commissioner Gordon as follows:

Russell Brown	5
Jonathan Clegg	4

Chairman Ure suggested that a letter of thanks be sent to Reed Jensen thanking him for his service on the Board. This was approved by all.

2001 Financial Reports on Delinquent Accounts

Commissioner Roberts reviewed the 2001 Financial Reports with the Board. They are marked "Draft" because there may be some minor adjustments that will be made by the State Engineer's office.

The January 1, 2001 balance in the Provo River Distribution Fund was \$53,480.45. Expenditures for the year totaled \$116,144.99. The budget for the year was \$126,400.00. Income for the year included \$117,073.06 in assessments, delinquent penalties of \$111.89, and annual interest of \$2,652.68, for a total of \$119,837.63.

The Provo River Distribution Fund balance at year-end was \$56,996.54.

Delinquent water assessments totaled \$4,243.94.

Many of the delinquent accounts are small and the users cannot be found, or the right has changed hands and the assessment has not been passed on to the new user. The list will be reviewed and recommendations presented at the meeting on January 11, 2002.

Motion by Director Devey to accept Financial Report. Seconded by Director Giles and passed unanimously.

Commissioner's Report

Commissioner's and Deputy Commissioner's Report 2001 Operation

Deputy Commissioner Giles' Report

The 2001 irrigation season started with only at 65% precipitation on the Provo River Watershed. This is the third consecutive year with below normal precipitation. The River peaked on May 16 with 1,673 second feet of Natural River. This compares with a normal year to upwards of 3,000 cfs of Natural River.

In the Heber and Kamas Valleys the river was cut on June 29 to 75% of first class rights, 50% of first class rights on July 27, and 30% or less of first class rights on August 4 for the rest of the season. The sprinkling system went into use in the Heber Valley in 2001. This helped to make the smaller amount of water go farther for irrigation purposes. Hay had a third crop in the Heber Valley and water was available until late August.

I enjoyed the cooperation of Commissioner Roberts and all water users on the Provo River in the year 2001.

Commissioner Roberts' Report

The following have been commissioners on the Provo River System:

Wentz	? to 1952
Marion Clark	1952 to 1957
Wallace Wayman	1957 to 1967
Hugh McKeller	1967 to 1972
Stanley Roberts	1972 to Present

Commissioner Roberts celebrated his thirtieth year by providing refreshments for the Board.

Due to the dry year, Deer Creek and Jordanelle Reservoirs did not fill and secondary rights on the lower Provo were short lived. Class A rights were delivered as follows:

Up thru June 27	100%
June 28 thru July 27	80%
July 28 thru Aug. 5	60%
Aug. 6 thru Aug. 24	30%
Aug. 25 thru Sept. 30	45%
Oct. 1 thru Oct. 15	100%

The Wasatch Efficiency Project was started up this year. There were some problems in the field and a challenge in handling the water rights on paper. These were worked out in spite of a water-scarce year.

The system was designed to be operated by Wasatch County. It was operated this year by the CUWCD and they will operate it next year.

Under the Decree, Kamas and Heber Valleys have the first use of the river water. Then the return flow is used in the lower river. The sprinkling system reduces the return flow. Water conserved is stored and released at a later date.

The computer program determines the timing of the release to, in theory, provide the same pattern and flow in the lower river that would have occurred without the sprinkling system. Director Clegg asked if there is some base line data for comparison to this year's flow. Commissioner Roberts replied there is none. You have to rely on the computer program. He has not observed a large difference in the delivery system.

There was a problem with the stilling well on the upper Midway bridge gauge. It was replaced by the CUWCD and USGS. There are now two gauges at this location.

A gauge was placed on the McDonald Ditch.

The June sucker program is still asking for water. They store water and then release it when they think it will benefit the fish. There are other problems besides flow. Trash fish in Utah Lake forage on the small suckers. The hatchery program where larger suckers can be transplanted has had some success.

Commissioner's Recommendations for Deputy Commissioner

Commissioner Roberts recommended that Sherman Giles and David Gordon be retained as Deputy Commissioners. Director Van Wagoner made a **Motion** that Commissioner Roberts' recommendation be accepted. The Motion was seconded by Director Simons and passed unanimously.

2002 Budget

Commissioner Roberts reported that the State Engineer had sent a letter stating that the water users should pay the cost of operation of the distribution system, including the State Engineer's cost which he determined was 7% of the system budget. The cost is to be implemented as follows:

2002	2.5%
2003	5.0%
2004	7.0%

The budget was reviewed and the following adjustments made:

1. Director Van Wagoner made a **Motion** to increase the Commissioner's salary by 2.5% or \$1,212.00. The Motion was seconded by Director Knight and passed unanimously.
2. Director Jones made a **Motion** to increase the Deputy Commissioners' salaries by 2.5%: Giles \$591.00; Gordon \$53.00. The Motion was seconded by Director Clegg and passed unanimously.

3. A **Motion** was made by Director Jones to increase Deputy Giles' travel by \$500.00 to \$2,500.00. The Motion was seconded by Director Simons and passed unanimously.
4. Commissioner Roberts recommended that the Annual Report be reduced by \$300.00 to \$500.00 and that equipment expense be reduced by \$100.00 to \$500.00.
5. Health insurance was increased by 5% which is \$792.00. With the underrun in 2001, about 15% more is available in this line item for 2002.
6. A new item, State Engineer's Expense, was added. It represents 2.5% of the budget which is \$3,200.00.
7. All other expense categories remained the same.

With these adjustments, the 2002 budget was set at \$131,400.00 which represents an increase of \$5,000.00 over the 2001 budget.

Director Jones made a **Motion** to approve the budget as outlined. Director Devey seconded the Motion and it carried unanimously. A copy of the approved budget is attached.

At the meeting with the State Engineer held on January 10, 2002, Director Devey made a **Motion** to set the assessment at \$119,000.00. The Motion was seconded by Director Giles and passed unanimously.

Other Business

Discussion of the committee report on a policy on exchanges was deferred to a meeting in July 2002, the date to be set at the January 10, 2002 meeting.

The discussion of delinquent assessments was deferred to the January 10, 2002 meeting with the State Engineer.

Director Clegg made a Motion to schedule a day-long meeting of the Board in July to discuss the proposed exchange policy and to tour the upper river system. Motion was seconded by Director Jones and passed unanimously.

Adjournment

Meeting was adjourned at 11:58 a.m.

Minutes approved July 10, 2002.